

IN THE
U.S. PATENT AND TRADEMARK OFFICE

Classified Classification of this application:
Class 435 Subclass 006

Prior application:

Examiner: Jeffrey Siew

Art Unit: 1656

COMMISSIONER FOR PATENTS
Washington, D.C. 20231

"Express Mail" label no.: EL72758862US

Date of Deposit: March 26, 2001

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

By Elizabeth Miller

Typed Name: Elizabeth Miller

REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a
☒ continuation application of:
☐ divisional application of:

Pending Prior Application

Application Serial No. 09/300,589 filed April 27, 1999

Title METHOD OF PERFORMING ARRAY-BASED HYBRIDIZATION ASSAYS USING THERMAL INKJET

DEPOSITION OF SAMPLE FLUIDS

Name of applicant(s) Michael P. Caren and Kevin J. Luebke

Copy of Application

- ☒ Enclosed is a copy of the prior application, including the drawings.
☐ Enclosed is a new specification, including new drawings.

Oath or Declaration

- ☒ Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).
☐ Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

- ☐ Foreign priority under 35 U.S.C. 119 has been claimed in prior application Serial No. _____
filed on _____ in _____
☐ The certified copy has been filed in prior application Serial No. _____
filed _____
☐ A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relate Back - 35 USC 120

- ☒ Amend the specification after the title by inserting the following heading:

--Cross Reference To Related Application(s)--;

and add the paragraph:

--This is a ☒ continuation ☐ divisional

of copending application serial number 09/300,589 filed on April 27, 1999

Inventorship Statement

- () Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

Appointment of Associate Attorney

- () Recognize as Associate Attorney or Agent _____
Registration No. _____
() authorization is hereby granted by signature below of the Attorney or Agent of record
() the Associate Attorney or Agent shall not have the authority to appoint other Attorneys or Agents

Communications

(X) Address all future communications to:

Direct telephone calls to:

AGILENT TECHNOLOGIES, INC.
Legal Department, 51UPD
Intellectual Property Administration
P. O. Box 58043
Santa Clara, California 95052-8043

Gordon Stewart
(650) 485-2386

Other Amendments

(X) Before calculating the filing fee, amend the prior application as follows:

- () Cancel the following claims _____ of the
prior application before calculating the filing fee. (At least one original independent claim must be
retained for filing purposes).

(X) Enter the enclosed Preliminary Amendment.


Fee Calculation

(X) The filing fee is calculated below for (X) Utility () Design

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	22 — 20	2	X \$18	\$ 36
INDEPENDENT CLAIMS	5 — 3	2	X \$80	\$ 160
ANY MULTIPLE DEPENDENT CLAIMS	0		\$270	\$ 0
BASIC FEE: Design (\$320.00); Utility (\$710.00)				\$ 710
TOTAL FILING FEE				\$ 906
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 906

Charge \$ 906 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,
Michael P. Caren et al.

By 
Gordon Stewart
Attorney/Agent for Applicant(s)
Reg. No. 30,528

Date: March 26, 2001

Telephone No.: (650) 485-2386